

Message Text

UNCLASSIFIED

PAGE 01 TOKYO 09007 070905Z

17

ACTION L-03

INFO OCT-01 EA-10 ISO-00 JUSE-00 TRSE-00 EB-07 CIAE-00

INR-07 NSAE-00 SCA-01 /029 W
----- 072849

R 070750Z JUL 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 1363

UNCLAS TOKYO 9007

E.O. 11652: N/A

TAGS: PFOR, CPRS, JA

SUBJECT: JUDICIAL ASSISTANCE - MITSUI & CO. V. UNITED STATES,
CUSTOMS COURT NO. RFO/8746

REF: STATE 154883

1. EMB HAS INFORMALLY APPROACHED MFA CONCERNING POSSIBILITY
OF JUDGE OF CUSTOMS COURT TAKING EVIDENCE IN JAPAN. THERE
IS NO QUESTION BUT WHAT WITNESSES MUST APPEAR VOLUNTARILY,
WITHOUT SUBPOENA.

2. IN ORDER PROVIDE FURTHER INFORMATION NEEDED BY MFA
BEFORE ANY DECISION CAN BE REACHED, EMB REQUESTS REPLIED
TO FOLLOWING QUESTIONS:

(A) POSSIBLE DATES FOR TAKING OF EVIDENCE, ESTIMATED
TOTAL TIME, NUMBER OF WITNESSES, NUMBER AND TYPE OF STAFF
WHO WOULD ACCOMPANY CUSTOMS JUDGE.

(B) WHY IT IS NECESSARY FOR CUSTOMS COURT JUDGE TO
TAKE EVIDENCE INSTEAD OF USING DEPOSITION TYPE PROCEEDING
AND WRITTEN OR ORAL INTERROGATORIES PRESIDED OVER BY
CONSULAR OFFICER AS CONTEMPLATED BY CONSULAR TREATY.

(C) GENERAL NATURE OF EVIDENCE BEING SOUGHT,
PARTICULARLY WHETHER IT INVOLVES CRIMINAL MATTERS OR
POSSIBLE CRIMINAL PROSECUTION.

3. UPON RECEIPT FOREGOING INFORMATION, EMB WILL SUBMIT
FORMAL NOTE VERBALE REQUESTING APPROVAL TO PROPOSED PROCEED-
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 TOKYO 09007 070905Z

ING.

HODGSON

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: COURT PROCEEDINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 07 JUL 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975TOKYO09007
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750233-0623
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750779/aaaacsus.tel
Line Count: 62
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 75 STATE 154883
Review Action: RELEASED, APPROVED
Review Authority: hartledg
Review Comment: n/a
Review Content Flags:
Review Date: 03 MAR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 MAR 2003 by ThomasVJ>; APPROVED <18 MAR 2004 by hartledg>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: JUDICIAL ASSISTANCE - MITSUI & CO. V. UNITED STATES, CUSTOMS COURT NO. RFO/8746
TAGS: PFOR, CPRS, JA, US, MITSUI & CO
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006